FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE
WRIT PETITION NO.208 OF 2005

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

Mr.Uday Warunjikar, for the Petitioner

CORAM : F.I. REBELLO,J.
DATED : JANUARY 27, 2005
P.C.

. No interference called for with the impugned order considering the directions to be issued. Once the amendment is allowed if the affidavit of evidence was filed without taking into consideration the subsequent amendment it will be open to the petitioner herein to file additional affidavit in respect of the amendment, which has been made and restrict to the said amendment without leading any additional evidence contrary to the evidence already led in the earlier affidavit. The petitioner to apply to the trial Court to file additional affidavit based on the amendment. The trial Court to consider the same and dispose it of in terms of what is stated in the order of this Court.

. With the above observations, Writ Petition rejected. No order as to costs.

(F.I. REBELLO, J.)